

FACSIMILE COVER SHEET**Licata & Tyrrell P.C.**66 E. Main Street
Marlton, New JerseyRECEIVED
CENTRAL FAX CENTER

AUG 06 2004

Tel: (856) 810-1515
Fax: (856) 810-1454
E-Mail: KTyrrell@licataandtyrrell.com**OFFICIAL**

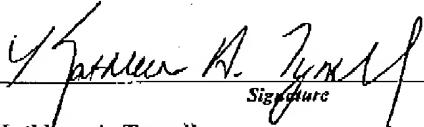
August 6, 2004

GROUP: 1631**FAX NUMBER: 1-703-872-9306****ATTORNEY DOCKET NO.: DEX-0214****SERIAL NO.: 09/909,567****FILED: July 20, 2001****CUSTOMER NO.: 32800****CONFIRMATION NO.: 4354****NUMBER OF PAGES: 11**
(including this sheet)**MESSAGE:** Attached is an Amendment Transmittal Letter (in duplicate) and
Amendment in response to Office Action dated May 12, 2004.**URGENT! PLEASE DELIVER IMMEDIATELY UPON RECEIPT. THANK YOU!**

* * * * *

If you have any questions, or did not receive the proper number of pages, or had trouble
during transmission, please call 856-810-1515.**CONFIDENTIALITY NOTICE**

The information contained in this facsimile message is legally privileged and confidential, and intended only for the use of the individual(s) and/or entity(ies) named above. If you are not the intended recipient, you are hereby notified that any unauthorized disclosure, copying, distribution or taking of any action in reliance on the contents of the telecopied materials is strictly prohibited and review by any individual other than the intended recipient shall not constitute waiver of the attorney-client privilege. If you have received this transmission in error, please immediately notify us by telephone in order to arrange for the return of the materials. Thank you.

AMENDMENT TRANSMITTAL LETTER (Large Entity)					Docket No. DEX-0214	
Applicant(s): Macina et al.						
Application No. 09/909,567	Filing Date July 20, 2001	Examiner Carolyn L. Smith	Customer No. 32800	Group Art Unit 1631	Confirmation No. 4354	
Invention: COMPOSITIONS AND METHODS RELATING TO LUNG SPECIFIC GENES						
<u>COMMISSIONER FOR PATENTS:</u>						
Transmitted herewith is an amendment in the above-identified application.						
The fee has been calculated and is transmitted as shown below.						
CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	1	20 =	0 x	\$18.00	\$0.00	
INDEP. CLAIMS	1	3 =	0 x	\$86.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00	
<p><input checked="" type="checkbox"/> No additional fee is required for amendment.</p> <p><input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____.</p> <p><input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1619</p> <p><input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16.</p> <p><input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.</p>						
 <i>Kathleen A. Tyrrell</i> <i>Signature</i>						
Dated: August 6, 2004						
<p>I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</p>						
<i>Signature of Person Mailing Correspondence</i>						
<i>Typed or Printed Name of Person Mailing Correspondence</i>						
CC:						

AMENDMENT TRANSMITTAL LETTER (Large Entity)Docket No.
DEX-0214

Applicant(s): Macina et al.

Application No. 09/909,567	Filing Date July 20, 2001	Examiner Carolyn L. Smith	Customer No. 32800	Group Art Unit 1631	Confirmation No. 4354
-------------------------------	------------------------------	------------------------------	-----------------------	------------------------	--------------------------

Invention: COMPOSITIONS AND METHODS RELATING TO LUNG SPECIFIC GENES

COMMISSIONER FOR PATENTS:

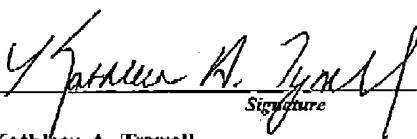
Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	1 -	20 =	0	x \$18.00	\$0.00
INDEP. CLAIMS	1 -	3 =	0	x \$86.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

- No additional fee is required for amendment.
- Please charge Deposit Account No. _____ in the amount of _____.
- A check in the amount of _____ to cover the filing fee is enclosed.
- The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1619
- Any additional filing fees required under 37 C.F.R. 1.16.
- Any patent application processing fees under 37 CFR 1.17.



Signature

Dated: August 6, 2004

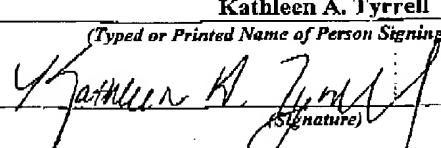
Kathleen A. Tyrrell
 Reg. No. 38,350
 Licata & Tyrrell P.C.
 66 E. Main Street
 Marlton, NJ 08053
 Tel: 856-810-1515
 Fax: 856-810-1454

I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC:

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)			Docket No. DEX-0214
Applicant(s): Macina et al.			
Application No. 09/909,567	Filing Date July 20, 2001	Examiner Carolyn L. Smith	Group Art Unit 1631
Invention: COMPOSITIONS AND METHODS RELATING TO LUNG SPECIFIC GENES			
<p>I hereby certify that this <u>Reply under 37 C.F.R. 1.111</u> <small>(Identify type of correspondence)</small></p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-872-9306</u>)</p> <p>on <u>August 6, 2004</u> <small>(Date)</small></p>			
<u>Kathleen A. Tyrrell</u> <small>(Typed or Printed Name of Person Signing Certificate)</small>  <small>(Signature)</small>			
Note: Each paper must have its own certificate of mailing.			

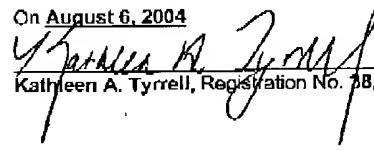
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: **DEX-0214****RECEIVED
CENTRAL FAX CENTER**Inventors: **Macina et al.****AUG 06 2004**Serial No.: **09/909,567****OFFICIAL**Filing Date: **July 20, 2001**Examiner: **Smith, Carolyn L.**Customer No.: **32800**Group Art Unit: **1631**Confirmation No.: **4354**Title: **Compositions and Methods Relating to
Lung Specific Genes**

Certificate of Facsimile Transmission

I hereby certify that this document is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

On August 6, 2004


Kathleen A. Tyrrell, Registration No. 38,350Commissioner for Patents
Alexandria, VA 22313-1450**Reply under 37 C.F.R. § 1.111**

This is a reply to the Office Action mailed May 12, 2004 setting a three month statutory period for response. Please enter the following remarks and amendments into the record.

Amendments to the claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 3.